

1 HONORABLE MARSHA J. PECHMAN  
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08-CV-00196-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

FLASHACCESS.COM, INC.,

Case No.: C08-0196 MJP

Plaintiff,

STIPULATION AND ORDER OF  
DISMISSAL AWARDING FEES AND  
COSTS TO DEFENDANT

v.

TG3 ELECTRONICS, INC.,

Defendant.

### I. STIPULATION

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, the parties hereby stipulate, through counsel of record, that the above-captioned action may be dismissed with prejudice. The parties further stipulate that a judgment be entered awarding prevailing party attorney fees pursuant to the parties' contract to defendant TG3 Electronics, Inc., in the amount of \$12,541.00. A judgment of dismissal of all other claims and counterclaims may be entered accordingly.

DATED this 28th day of August, 2008.

STOKES LAWRENCE, P.S.

STAFFORD FREY COOPER, P.C.

By: /s/ ANEELAH AFZALI

Bradford J. Axel (WSBA #29269)  
Aneelah Afzali (WSBA #34552)  
Attorneys for Defendant

By: /s/ KENNETH HOBBS

Kenneth Hobbs (WSBA #15309)  
Attorneys for Plaintiff

## II. ORDER

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that**

1. The above-captioned action is dismissed with prejudice; and
2. Judgment shall enter in favor of defendant TG3 Electronics, Inc. in the amount of \$2,541.00 as prevailing party attorney fees pursuant to the parties' contract.

DATED this 18 day of Sept., 2008

Wardell H.

**Marsha J. Pechman**  
**UNITED STATES DISTRICT JUDGE**

Presented by:

Approved as to form; Notice of presentation  
waived

STOKES LAWRENCE, P.S.

## STAFFORD FREY COOPER, P.C.

By: /s/ ANEELAH AFZALI

Bradford J. Axel (WSBA #29269)  
Aneelah Afzali (WSBA #34552)  
Attorneys for Defendant

By /s/ KENNETH HOBBS

**Kenneth Hobbs (WSBA #15309)**  
**Attorneys for Plaintiff**

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**CERTIFICATE OF SERVICE**

3 I hereby certify that on August 28, 2008, I caused the foregoing Stipulation and Order of  
4 Dismissal Awarding Fees and Costs to Defendant to be:

5  electronically filed with the Clerk of the Court using the CM/ECF system which will send  
6 notification of such filing to the following:

7 Kenneth Hobbs: [khobbs@staffordfrey.com](mailto:khobbs@staffordfrey.com)

8  mailed by first class United States mail, postage prepaid, to the following non-CM/ECF  
9 participants:

10  hand delivered to the following non-CM/ECF participants:

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13  e-mailed and mailed by first class United States mail, postage prepaid, to the following  
14 non-CM/ECF participants:

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16  faxed and mailed by first class United States mail, postage prepaid, to the following  
17 non-CM/ECF participants:

18  
19  
20 */s/ Aneelah Afzali*

21 Bradford J. Axel, WSBA #29269  
22 Aneelah Afzali (WSBA #34552)  
23 Attorneys for Defendant TG3 Electronics,  
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27 Seattle, WA 98104  
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